

**United States District Court
for the District of Massachusetts**

**Request for Modifying the Conditions or Term of Supervision
with Consent of the Offender**

(Probation Form 49, Waiver of Hearing is Attached)

Name of Offender: Ellsworth Roston

Case Number: 04-CR-10021

Name of Sentencing Judicial Officer: Honorable Nancy Gertner, U.S. District Judge

Date of Original Sentence: July 14, 2005

Original Offense: Making False Counterfeit Obligations, in violation of Title 18 U.S.C. §421; Uttering False Counterfeit Obligations, in violation of Title 18 § 472; Possession of Counterfeit Plates, in violation of Title 18 § 474 and Possession of Counterfeit Obligations, in violation of Title 18 § 474

Original Sentence: 51 months' custody, 3 years' supervised release

Type of Supervision: Supervised Release

Date Supervision Commenced: December 19, 2007

PETITIONING THE COURT

- [] To extend the term of supervision for years, for a total term of years
 To modify the conditions of supervision as follows:

The defendant shall reside at a Residential Reentry Center up to 60 days or until an appropriate residence is approved by the U.S. Probation Office. The defendant shall observe all the rules of that facility.

CAUSE

Mr. Roston is scheduled to be released from custody on December 19, 2007. He has been unable to secure housing upon his release. The U.S. Probation Office believes that 60 days in a Residential Reentry Center would provide Mr. Roston with ample time to address his housing situation. Mr. Roston has agreed to this modification as indicated in the attached Probation Form 49.

Reviewed/Approved by:

/s/ Joseph LaFratta
 Joseph LaFratta
 Supervising U.S. Probation Officer

Respectfully submitted,

By /s/ Doris C. Fitzpatrick
 Doris C. Fitzpatrick
 U.S. Probation Officer
 Date: December 5, 2007

THE COURT ORDERS

- [] No Action
 [] The Extension of Supervision as Noted Above
 The Modification of Conditions as Noted Above
 [] Other


 Signature of Judicial Officer
 12/10/07
 Date

PROB 49

Waiver of Hearing to Modify Conditions
of Probation/Supervised Release or Extend Term of Supervision

UNITED STATES DISTRICT COURT
for the
DISTRICT OF MASSACHUSETTS

I have been advised and understand that I am entitled by law to a hearing and assistance of counsel before any unfavorable change may be made in my Conditions of Supervised Release. By 'assistance of counsel', I understand that I have the right to be represented at the hearing by counsel of my own choosing if I am able to retain counsel. I also understand that I have the right to request the Court to appoint counsel to represent me at such a hearing at no cost to myself if I am not able to retain counsel of my own choosing.

I hereby voluntarily waive my statutory right to a hearing and to assistance of counsel. I also agree to the following modification of my Conditions of Supervised Release:

The defendant shall reside at a Residential Reentry Center up to 60 days or until an appropriate residence is approved by the U.S. Probation Office. The defendant shall observe all the rules of that facility.

Witness: Doris C. Fitzpatrick
U.S. Probation Officer

Signed: Edward J. Reid
Probationer or Supervised Releasee

12/4/07

DATE